



## 2011 SENATE BILL 288

1     **AN ACT** *to repeal* 20.320 (1) (y), 25.43 (1) (ae), 25.43 (2) (ae), 281.58 (3) (b), 281.58  
2           (6) (b) 5m., 281.58 (13) (be), 281.58 (13) (bs) and 281.58 (13) (em); *to renumber*  
3           281.58 (3) (a); and *to amend* 20.320 (1) (x), 25.43 (2) (c), 25.43 (3), 281.58 (13)  
4           (cm), 281.58 (13) (d), 281.58 (13) (e) (intro.), 281.59 (3) (a) 6., 281.59 (3e) (a) 1.  
5           and 281.59 (3e) (e) of the statutes; **relating to:** federal financial hardship  
6           assistance under the Clean Water Fund Program (suggested as remedial  
7           legislation by the Department of Natural Resources).

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*Analysis by the Legislative Reference Bureau*

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*The people of the state of Wisconsin, represented in senate and assembly, do enact as follows:*

8           **SECTION 1.** 20.320 (1) (x) of the statutes is amended to read:  
9           20.320 (1) (x) *Clean water fund program financial assistance; federal.* From  
10          the clean water fund program federal revolving loan fund account in the

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1 environmental improvement fund, all moneys received from the federal government  
2 to provide financial assistance under the clean water fund program under s. 281.58,  
3 as authorized by the governor under s. 16.54, ~~except moneys appropriated under par.~~  
4 ~~(y)~~, for financial assistance under the clean water fund program under s. 281.58.

5 **SECTION 2.** 20.320 (1) (y) of the statutes is repealed.

6 **SECTION 3.** 25.43 (1) (ae) of the statutes is repealed.

7 **SECTION 4.** 25.43 (2) (ae) of the statutes is repealed.

8 **SECTION 5.** 25.43 (2) (c) of the statutes is amended to read:

9 25.43 **(2)** (c) The department of administration may establish and change  
10 accounts in the environmental improvement fund other than those under pars. (a),  
11 ~~(ae)~~, (am) and (b). The department of administration shall consult the department  
12 of natural resources before establishing or changing an account that is needed to  
13 administer the programs under ss. 281.58, 281.59 and 281.61.

14 **SECTION 6.** 25.43 (3) of the statutes is amended to read:

15 25.43 **(3)** Except for the purpose of investment as provided in s. 25.17 (2) (d),  
16 the environmental improvement fund may be used only for the purposes authorized  
17 under ss. 20.320 (1) (r), (s), (sm), (t), and (x) ~~and~~ (y), (2) (s) and (x) and (3) (q), 20.370  
18 (4) (mt), (mx) and (nz), (8) (mr) and (9) (mt), (mx) and (ny), 20.505 (1) (v), (x) and (y),  
19 281.58, 281.59, 281.60, 281.61 and 281.62.

20 **SECTION 7.** 281.58 (3) (a) of the statutes is renumbered 281.58 (3).

21 **SECTION 8.** 281.58 (3) (b) of the statutes is repealed.

22 **SECTION 9.** 281.58 (6) (b) 5m. of the statutes is repealed.

23 **SECTION 10.** 281.58 (13) (be) of the statutes is repealed.

24 **SECTION 11.** 281.58 (13) (bs) of the statutes is repealed.

25 **SECTION 12.** 281.58 (13) (cm) of the statutes is amended to read:

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1           281.58 (13) (cm) The amount and type of assistance to be provided to a  
2           municipality that receives state financial hardship assistance shall be determined  
3           under rules promulgated by the department. ~~Assistance to be provided to a~~  
4           ~~municipality that receives federal financial hardship assistance shall be in the form~~  
5           ~~of a grant for a portion of the project costs plus a loan at the interest rate under sub.~~  
6           ~~(12) for the type of project being funded. The maximum amount of subsidy that a~~  
7           ~~municipality receiving federal financial hardship assistance may receive is equal to~~  
8           ~~the amount of subsidy that the municipality would have received if it had received~~  
9           ~~state financial hardship assistance. If a municipality receives state financial~~  
10          ~~hardship assistance and federal financial hardship assistance for a project, the total~~  
11          ~~amount of the subsidy for the project may not exceed the amount of subsidy that the~~  
12          ~~municipality would have received if it had received only state financial hardship~~  
13          ~~assistance. Subsection (8) (g) does not apply to the amount of a federal financial~~  
14          ~~hardship assistance grant that a municipality may receive.~~

15           **SECTION 13.** 281.58 (13) (d) of the statutes is amended to read:

16           281.58 (13) (d) The department shall establish a financial hardship assistance  
17           funding list for each fiscal year that ranks projects of municipalities that are eligible  
18           under par. (b) ~~or (be)~~, and that submit complete financial assistance applications  
19           under sub. (9) (a) no later than June 30 of the preceding fiscal year, in the same order  
20           that they appear on the priority list under sub. (8e).

21           **SECTION 14.** 281.58 (13) (e) (intro.) of the statutes is amended to read:

22           281.58 (13) (e) (intro.) ~~Subject to par. (em), in~~ In each fiscal year, the  
23           department shall allocate financial hardship assistance under this subsection in the  
24           following order:

25           **SECTION 15.** 281.58 (13) (em) of the statutes is repealed.

